

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**


In re: ) Chapter 11  
)  
EXDS, INC. (f/k/a/ EXODUS )  
COMMUNICATIONS, INC.), et al., ) Case No. 01-10539  
)  
Debtor. ) JOINTLY ADMINISTERED  
)  
\_\_\_\_\_) )  
EXDS, INC. (f/k/a EXODUS )  
COMMUNICATIONS, INC.), )  
)  
Plaintiff, )  
)  
v. )  
) Adv. Pro. No. 03 – 56185  
)  
CB RICHARD ELLIS, INC. (a/k/a CB )  
COMMERCIAL REAL ESTATE GROUP, a/k/a ) JURY TRIAL DEMANDED  
INSIGNIA/ESG, INC., n/k/a CB RICHARD )  
ELLIS REAL ESTATE SERVICES, INC.), )  
HIGHGATE HOLDINGS, INC., )  
)  
Defendants. )  
)

**MOTION FOR WITHDRAWAL OF THE REFERENCE  
UNDER 28 U.S.C. §157(d) AND FED. R. BANKR. P. 5011**

Defendant CB Richard Ellis Real Estate Services, Inc. f/k/a Insignia/ESG, Inc. sued herein as CB Richard Ellis, Inc. (a/k/a CB Commercial Real Estate Group, a/k/a Insignia/ESG, Inc., n/k/a CB Richard Ellis Real Estate Services, Inc.), by its undersigned counsel, pursuant to 28 U.S.C. §157(d) and FED. R. BANKR. P. 5011 requests that the reference be withdrawn in the above-captioned adversary proceeding for those reasons more fully set forth in its *Opening Brief in Support of its Motion to Withdraw Reference* filed contemporaneously herewith and expressly incorporated herein by reference.

Dated: March 5 2006

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**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

In re:

EXDS, INC. (f/k/a/ EXODUS COMMUNICATIONS, INC.), et al.,

Debtor.

EXDS, INC. (f/k/a EXODUS COMMUNICATIONS, INC.),

Plaintiff,

**V.**

CB RICHARD ELLIS, INC. (a/k/a CB  
COMMERCIAL REAL ESTATE GROUP, a/k/a  
INSIGNIA/ESG, INC., n/k/a CB RICHARD  
ELLIS REAL ESTATE SERVICES, INC.),  
HIGHGATE HOLDINGS, INC.,

**Defendants.**

## Chapter 11

Case No. 01-10539 (PJW)

JOINTLY ADMINISTERED

Adv. Pro. No. 03 – 56185 (PJW)

### ORDER GRANTING MOTION TO WITHDRAW REFERENCE

Upon consideration of the Motion dated March 15, 2006 of Defendant CB Richard Ellis Real Estate Services, Inc. f/k/a Insignia/ESG, Inc. sued herein as CB Richard Ellis, Inc. (a/k/a CB Commercial Real Estate Group, a/k/a Insignia/ESG, Inc., n/k/a CB Richard Ellis Real Estate Services, Inc.), for Withdrawal of the Reference Under 28 U.S.C. §157(d) and FED. R. BANKR. P. 5011 in the above-captioned adversary proceeding to the United States District Court for the District of Delaware (the “Motion”) and adequate and sufficient notice of the Motion having been given; and it appearing that no other or further notice need be given; and after due deliberation and sufficient cause appearing therefor; it is hereby

**ORDERED, ADJUDGED AND DECREED AS FOLLOWS:**

1. The Motion is GRANTED.
2. Reference to the Bankruptcy Court is hereby withdrawn.

Dated: Wilmington, Delaware  
March \_\_\_\_, 2006

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United States District Judge